

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF OREGON  
PORTLAND DIVISION

CAROL BOULE,

Plaintiff,

v.

MICHAEL J. ASTRUE,  
Commissioner of  
Social Security,

Defendant.

Civil No. 09-355-JE

ORDER

MARSH, Judge.

Magistrate Judge John Jelderks filed his Findings and Recommendation on July 20, 2010. The matter is now before me. See 28 U.S.C. § 636(b)(1)(B) and Fed. R. Civ P. 72(b). No objections have been timely filed. This relieves me of my obligation to give the factual findings de novo review. See §636(b)(1)(C); Simpson v. Lear Astronics Corp., 77 F.3d 1170, 1174-75 (9th Cir. 1996). Having reviewed the legal principles de novo, I find no error.

Accordingly, I ADOPT Magistrate Judge Jelderks' Findings and Recommendation #18. The decision of the Commissioner is

REVERSED; this action is remanded to the Commissioner for an award of benefits.

IT IS SO ORDERED.

DATED this 11 day of August, 2010.

/s/ Malcolm F. Marsh  
Malcolm F. Marsh  
United States District Judge